

## **MINUTES**

### **INDIANA STATE BOARD OF NURSING**

**September 18, 2008**

#### **I. CALL TO ORDER & ESTABLISHMENT OF QUORUM**

Ms. Slagle called the meeting to order at 8:30 a.m. in the Auditorium of the Indiana Government Center South Building, 302 West Washington Street, Indianapolis, Indiana 46204 and declared a quorum, in accordance with IC § 25-23-1-5(b).

##### **Board Members Present:**

Carolyn Slagle, R.N., C.N.S., President  
Jerry Burghduff, L.P.N., Secretary  
Anne Ogle, Consumer Member  
Laurel Valentino, R.N., Vice-President  
Lynda Narwold, R.N., Member  
Connie McIntosh, R.N., Member  
Marcia Laux, R.N., Member

##### **Board Members Absent:**

Stacy Henderson, L.P.N., Member  
Scott Johns, R.N., Member

##### **State Officials Present:**

Sean Gorman, Board Director, Indiana Professional Licensing Agency  
Michelle Hines, Assistant Board Director, Indiana Professional Licensing Agency  
Lisa Chapman, Litigation Specialist, Indiana Professional Licensing Agency  
Gordon White, Commission Advisory Counsel, Office of the Attorney General

#### **II. ADOPTION OF THE AGENDA**

A motion was made and seconded to adopt the agenda, as amended.

SLAGLE/VALENTINO  
Motion carried 7-0-0

#### **III. ADOPTION OF THE MINUTES FROM THE AUGUST 21, 2008 MEETING OF THE BOARD**

A motion was made and seconded to adopt the minutes from the August 21, 2008 meeting of the Board.

SLAGLE/BURGHDUFF  
Motion carried 7-0-0

#### **IV. INDIANA STATE NURSES ASSISTANCE PROGRAM (ISNAP) REPORT**

Charles Lindquist, ISNAP Program Director, presented the monthly & yearly reports to the Board. Mr. Lindquist informed the Board that ISNAP has, as of August 2008, 515 active clients, 23 new intakes, 60 intakes in process and 27 RMA's returned.

Mr. Lindquist informed the Board that ISNAP staff met on August 15, 2008 to review those who have applied for the "Needs Assistance Fund." They reviewed four applications and four qualified for assistance and vouchers were mailed out.

Mr. Lindquist informed the Board that the new facilitated nurse support group was started at the Madison Center in South Bend, Indiana.

Mr. Lindquist spoke to the audience at the request of the Board.

#### **V. BOARD DIRECTOR REPORT**

Sean Gorman, Board Director, informed to board that in August PLA issued 214 new LPN applicants, 485 new RN applicants and 21 new Prescriptive Authority applicants.

Mr. Gorman informed the Board that Ernie Klein, ISNAP Executive Director, and he are working on the RN survey for renewals in 2009 with the Department of Health.

Mr. Gorman informed the Board that on September 30, 2008 he will be attending the Just Culture Stakeholders meeting.

## VI. REPORT FROM THE EDUCATION SUBCOMMITTEE MEETING

Sean Gorman, Board Director, presented the following report on behalf of the Education Subcommittee. The Education Subcommittee met four times over the course of the spring and summer of this year and discussed many issues regarding the education of nurses in the State of Indiana. The following is a summary of topics considered and actions recommended:

- A. Faculty to Student Ratios:** In Indiana, the maximum faculty to student ratio for the coordination of clinical preceptorships is 1 to 10. Only one other state permits a higher ratio, at 1 to 12. Subcommittee members discussed the merits of a lower ratio, but there was general concern that even a 1 to 8 ratio is potentially too restrictive and would require additional part-time faculty. Many units are already limited to smaller faculty to student ratios due to space constraints. The consensus among subcommittee members is that the current requirement is appropriate. **Recommendation:** No Board action.
- B. Preceptor Requirements:** In the course of studying this issue, it has become apparent that hospitals and schools are generally unfamiliar with the experiential requirement imposed by the Board for RNs serving as preceptors to nursing students. Currently, preceptors are required to have at least 3 years experience as an RN. The Subcommittee discussed several alternatives and the potential impact on the availability of preceptors and the quality of education for the nursing student. One alternative that generated quite a bit of interest among the subcommittee members is the thought that preceptors should be educated at or above the same degree level as the student in the program. This would ensure the highest level of education from preceptors but prevent an associate's degree RN from precepting for a student nurse enrolled in a Bachelor of Science in Nursing program. The subcommittee agreed that this should be a preference, but that there are too many imaginable situations where a veteran ASN RN nurse may be the only option or simply the best equipped to serve as a preceptor for the BSN student. **Recommendation:** Amend the current rule to require only 2 years experience as an RN, but also state a preference in that amended rule that the nurse preceptor have at least the same level of education as the program the nursing student is enrolled in. There should also be an increased effort by PLA staff to educate the nursing community on the role of preceptors and preceptor requirements in Indiana.
- C. Faculty Qualifications:** The Subcommittee surveyed other states to compare the types of qualifications required for nursing school faculty across the country. For LPN programs, all but one state required a minimum of a BSN to serve as faculty, most did not specifically require work experience, and only a handful required that the nurse have educational preparation in adult education and learning principles. For RN programs, most states required either a master's degree or some other higher education beyond the BSN. At least 17 states stipulate a specific number of years experience providing direct patient care for nurse faculty members. Some states also differentiate the requirements for those teaching clinical courses, requiring a BSN instead of an MSN. The NCSBN has recently adopted changes to its' model rules that would require LPN program faculty to have a minimum of a MSN. The Subcommittee agreed that there is no desire to relax the current faculty requirements in Indiana, but that care must be taken to not make it any more difficult than it already is for nursing programs to attract and retain qualified nurse faculty. **Recommendation:** Amend the RN faculty qualifications rule from requiring a master's degree to requiring a graduate degree – this will accommodate potential faculty hires who have achieved a doctoral level degree straight from their bachelor's.
- D. Continued Competency Demonstration for lapsed renewal applicants:** The Subcommittee discussed the role of the Board in ensuring continued competency for nurses out of the practice or who have let their license lapse. The Subcommittee discussed the importance of employers in ensuring competence. There was also discussion on the potential use of refresher courses for nurses who have been long expired and are coming back into the practice. Refresher courses are valuable because they often offer a clinical component, but are almost always only an option for nurses with a valid license. The Subcommittee discussed the possibility of a temporary limited license for lapsed licensees for the purpose of attending a refresher course. **Recommendation:**

There is no recommendation to the Board at this time, and this issue will be studied for discussion at future meetings.

- E. Full-Time to Part-Faculty Ratio:** The Subcommittee discussed the interpretation of the nursing program faculty requirement that states that “the majority of faculty shall be full-time employees of the institution”. In several instances on nursing programs’ annual reports for 2007, it was noted that by the numbers, there were many programs that had a greater number of part-time faculty members than full-time faculty. Initially, PLA staff reviewing for this provision found these programs noncompliant for this requirement. However, the programs’ response in several cases compared the hours of instruction taught by full-time faculty vs. part-time faculty to determine compliance with the requirement. **Recommendation:** The Subcommittee recommends the Board find nursing programs in compliance with the majority full time faculty if they can demonstrate that the number of hours taught by full-time faculty exceeds the number of instructional hours taught by all other nursing program faculty.
- F. Simulation Clinical Hours:** The Subcommittee continued discussion on the inclusion of a definition of “simulation” in the rules. Mindy Yoder recommended a broad definition authored by the NCSBN. There was some discussion on whether the Board should only be concerned with so-called hi-fidelity simulation, as it offers the greatest risk to traditional clinical experiences. **Recommendation:** The Subcommittee agreed to recommend the NCSBN definition be included at 848 IAC 1-2-16:

#### **848 IAC 1-2-16**

*Add the following information as **new “(f)”** placed immediately before the old “(f)” which starts with “Observational experiences...”*

(f) “Simulation experiences shall be determined by the philosophy, mission, and objectives of the program. As used in this subsection, “simulation experiences” means an educational strategy which imitates the working environment and requires the learner to demonstrate procedural techniques, decision-making and critical thinking (NCSBN, 2005)

Simulation experiences shall:

- (1) be planned, guided and supervised by the faculty
- (2) have clearly defined outcomes
- (3) integrate feedback, debriefing and/or guided reflection
- (4) be included in the program’s annual report to the board

The Subcommittee also agreed to request information be reported in annual reports to be sure that programs are reporting both high fidelity simulation hours and other types of simulation hours is to have that spelled out on the template report form. To minimize program tracking issues, the Subcommittee suggests two categories on the template: (1) high fidelity simulation (2) Other simulation (ie. computer & web based programs, low-fidelity simulation, partial-task trainers).

A Motion was made and seconded to accept the recommendations of the Nursing Board's Education Subcommittee:

SLAGLE/NARWOLD  
Motion carried 7-0-0.

## **VII. PERSONAL APPEARANCES**

A motion was made and seconded to affirm the recommendations of Jerry Burghduff for the Board on the personal appearances as follows:

SLAGLE/VALENTINO  
Motion carried 6-0-1      Mr. Burghduff abstained.

### **A. Appearances by Applicants for Licensure**

#### **1. Tara Wireman – Examination**

Ms. Wireman appeared before the Board regarding the positive response on her application for licensure by examination. Ms. Wireman reported that since August 2004 she has been arrested for three alcohol related offenses. As a result of her latest offense, Operating a Vehicle While Intoxicated, she is on criminal probation. Mr. Burghduff recommended that Ms. Wireman be issued an indefinite probationary license upon passing her test for at least the duration of her criminal probation or an ISNAP RMA, if eligible.

## **2. Alicia Berg - Examination**

Ms. Berg appeared before the Board regarding the positive response on her application for licensure by examination. Ms. Berg reports a 2008 DUI conviction and a prior DUI conviction 19 years earlier. She is on criminal probation for the recent DUI until 2010. Mr. Burghduff recommended that Ms. Berg contact ISNAP and sign an RMA if eligible. Ms. Berg will be issued a license on indefinite probation for the length of her criminal probation or for the duration of her ISNAP RMA, whichever is longer.

## **3. Mary Elizabeth Zielinski**

Ms. Zielinski appeared before the Board regarding the positive response on her application for licensure by endorsement. Ms. Zielinski reported a 2006 DUI. She completed a treatment program in 2007 and is currently participating in the Illinois Board of Nursing's monitoring program. Mr. Burghduff recommended that Ms. Zielinski contact ISNAP and sign an RMA. She will be issued a license on indefinite probation for at least the length of her ISNAP RMA.

## **4. Robin Lynn Cano**

Ms. Cano appeared before the Board regarding the positive response on her application for licensure by examination. Ms. Cano reports an alcohol addiction and associated criminal convictions for DUI and Public Intoxication. Ms. Burghduff recommended that Ms. Cano contact ISNAP within 30 days and sign an RMA if eligible. Ms. Cano will be issued free and clear.

## **5. Heather Michelle Gutierrez**

Ms. Gutierrez failed to appear before the Board regarding the positive response on her application for licensure by endorsement. She will be rescheduled for a personal appearance at the October Nursing Board meeting.

## **6. Andrea Haycox**

Ms. Haycox appeared before the Board regarding the positive response on her application for licensure by examination. Ms. Haycox reports a 2008 DUI conviction. She has initiated contact with ISNAP. Mr. Burghduff recommended that Ms. Haycox be issued a probationary license for an indefinite period of time, for at least the duration of her ISNAP RMA or her criminal probation, whichever is longer.

## **7. Aubrey Thomas**

Ms. Thomas failed to appear before the Board regarding the positive response on her application for licensure by endorsement. Ms. Thomas had disclosed previous discipline for diversion in 1987. She had completed all terms of disciplinary orders in other states and currently has no encumbered licenses in any jurisdiction. Mr. Burghduff recommended that Ms. Thomas be issued a license free and clear.

## **8. Julieann Lowe**

Ms. Lowe failed to appear before the Board regarding the positive response on her application for licensure by examination. Ms. Lowe will be rescheduled for a future Board meeting.

## **B. Appearances by Applicants for Renewal**

### **1. Cheryl Lynn Pippin (Lawalin)**

Ms. Pippin failed to appear before the Board regarding her application for renewal of her expired nursing license. Mr. Burghduff recommended that she be rescheduled for the October Nursing Board meeting.

### **2. Kelly Dianne Fritz**

Ms. Fritz appeared before the Board regarding her application for renewal of her expired nursing license. She reports having received 2 DUIs in 2006. Ms. Fritz has struggled with alcoholism in the past but now reports a sobriety date of June 21, 2007. She has participated in ISNAP in the past, but that participation was terminated at her request. Mr. Burghduff recommended that Ms. Fritz contact ISNAP and sign an RMA if eligible. Mr. Burghduff recommended that Ms. Fritz's license be renewed on indefinite probation for at least the length of her participation with an ISNAP RMA, if eligible.

### **3. Donna Early**

Ms. Early appeared before the Board regarding her application for renewal of her nursing license. She reports a termination from her employment in Kentucky for falsifying a CPR certification card. She is currently under investigation by the Kentucky Board of Nursing for the incident. Mr. Burghduff recommended that Ms. Early's license be renewed free and clear. The Board voted on this separately, on a motion to accept Mr. Burghduff's recommendation to renew.

SLAGLE/VALENTINO

Motion carried 4-1-2 Ms. Ogle opposed, and Ms. McIntosh and Mr. Burghduff abstained.

### **4. Renee Ilene Lord**

Ms. Lord appeared before the Board regarding her application for renewal of her nursing license. She reports having had her probationary license in Kentucky restored to a free and clear active status in 2004. Ms. Lord's probationary license in Indiana expired in 2001. She holds current, unrestricted and active licenses in Illinois, Wisconsin, and Kentucky. Mr. Burghduff recommended that Ms. Lord's license be renewed on probation with the same terms.

### **5. Patricia Ann Smurdon**

Ms. Smurdon appeared before the Board regarding her application for renewal of her nursing license. Her license expired in 2006, and she reports having practiced as a nurse for the past 2 years on that expired license. Ms. Smurdon blames an address mix-up that resulted in her not receiving a renewal reminder in 2006. The Board voted on this separately, on a motion to deny Ms. Smurdon's application to renew her nursing license.

SLAGLE/VALENTINO

Motion carried 6-0-1, Mr. Burghduff abstained.

### **6. Darrel Ray Welden**

Mr. Weldon appeared before the Board regarding his application for renewal of his nursing license. Mr. Weldon disclosed that his South Carolina nursing license is currently suspended. Mr. Burghduff recommended that no action be taken on his application while he takes whatever steps are necessary to lift the suspension of his South Carolina license.

## **C. Appearances by Applicants for Renewal – More Than Three Years**

### **1. Kimberly Marie Bennett**

Ms. Bennett appeared before the Board regarding her renewal application. Ms. Bennett's license expired in 2004. She has not worked as a nurse since 1993. Mr. Burghduff recommended that Ms. Bennett's application be tabled until she provides proof of completion of a nurse refresher course.

### **2. Melissa Jane Sexton**

Ms. Sexton appeared before the Board regarding her renewal application. Ms. Sexton's license expired in 2002. She reports have a job offer from an employer who will enroll her in a nurse reentry program. She provided documentation of 24 contact hours of CE for nurses in the areas of assessment, documentation, pharmacology, and ethics. Mr. Burghduff recommended that Ms. Sexton be renewed.

### **3. Patricia Ruth Hurley**

Ms. Hurley appeared before the Board regarding her renewal application. Ms. Hurley's license expired in 2004. Mr. Burghduff recommended that her license be renewed upon providing proof of completing 24 contact hour of CE for nurses, 6 each in the following 4 areas: Assessment, documentation, pharmacology, and legal / ethics.

### **4. Sandra Ann Nasser**

Ms. Nasser did not appear before the Board regarding her renewal application. Mr. Burghduff recommended that she be rescheduled for the October Board meeting.

## **5. Lisa Miles**

Ms. Miles appeared before the Board regarding her renewal application. Ms. Miles' license expired in 1991. She reports that she will complete a refresher course at Parkland College this weekend. Mr. Burghduff recommended that Ms. Miles' license be renewed upon submitting proof of completing the refresher course.

## **6. Sandra Lewandowski**

Ms. Lewandowski did not appear before the Board regarding her renewal application. Mr. Burghduff recommended that she be rescheduled for the October Board meeting.

# **VIII. ADMINISTRATIVE HEARINGS**

## **A. The following hearings were continued:**

- 1. State of Indiana v. Jessica Rhea Wulle, L.P.N., License No. 27016920A**  
Administrative Cause No. 2008 NB 075  
Re: Disciplinary Hearing
- 2. State of Indiana v. Michelle K. Kieffer, R.N., License No. 28124242A**  
Administrative Cause No. 2008 NB 092  
Re: Disciplinary Hearing
- 3. State of Indiana v. Dianne Leach, L.P.N., R.N., License Nos. 27017978A & 28096642A**  
Administrative Cause No. 2008 NB 095  
Re: Disciplinary Hearing
- 4. State of Indiana v. David Eugene Watson, R.N., License No. 28127947A**  
Administrative Cause No. 2006 NB 0015  
Re: Request to Withdraw Probation
- 5. State of Indiana v. Sara Ingram, L.P.N., License No. 27053973A**  
Administrative Cause No. 2007 NB 0146  
Re: Order to Show Cause

- B. State of Indiana v. Gladys Mae Spencer, R.N., License No. 28161845A**  
Administrative Cause No. 2008 NB 073  
Re: Disciplinary Hearing

### **Parties and Counsel Present:**

Gladys Mae Spencer, Respondent  
Morgan Wills, Deputy Attorney General for State of Indiana

### **Participating Board Members:**

Ms. Slagle (Hearing Officer)  
Ms. Valentino  
Mr. Burghduff  
Ms. Ogle  
Ms. Laux  
Ms. McIntosh  
Ms. Narwold

**Case Summary:** A Complaint was filed on July 9, 2008 alleging the Respondent violated six counts of Indiana Code 25-1-9-4.

**Board Action:** A motion was made and seconded to place the Respondent's license on Indefinite Suspension. Prior to petitioning for reinstatement, Respondent must have a clear license in Illinois and six (6) months of compliance with ISNAP. Further, Respondent can not practice as a CNA and must pay a fine in the amount of \$1,000.00 dollars.

SLAGLE/BURGHDUFF  
Motion carried 7-0-0

- C. State of Indiana v. Roshell Marie Sanchez, L.P.N., License No. 27038520A**  
Administrative Cause No. 2008 NB 064  
Re: Disciplinary Hearing

**Parties and Counsel Present:**

Respondent did not appear and was not represented by counsel.  
Laura Wilford, Deputy Attorney General for the State of Indiana

**Participating Board Members:**

Ms. Slagle (Hearing Officer)  
Ms. Valentino  
Mr. Burghduff  
Ms. Ogle  
Ms. Laux  
Ms. McIntosh  
Ms. Narwold

**Case Summary:** A Complaint was filed on June 3, 2008 alleging the Respondent violated four counts of Indiana Code 25-1-9-4.

**Board Action:** A motion was made and seconded to issue a Notice of Proposed Default.

SLAGLE/VALENTINO  
Motion carried 7-0-0

**D. State of Indiana v. Renea Sue Stahl (Rathbun), L.P.N., License No. 27027377A**

Administrative Cause No. 1997 NB 0033

Re: Request to Withdraw Probation

**Parties and Counsel Present:**

Renea Sue Stahl (Rathbun), Respondent  
Laura Wilford, Deputy Attorney General for the State of Indiana

**Participating Board Members:**

Ms. Slagle (Hearing Officer)  
Ms. Valentino  
Mr. Burghduff  
Ms. Ogle  
Ms. Laux  
Ms. McIntosh  
Ms. Narwold

**Case Summary:** Respondent's license was placed on Indefinite Probation at the May 20, 2004 Board meeting. The Final Order was filed on May 25, 2004.

**Board Action:** A motion was made and seconded to withdraw the probation on the Respondent's license.

SLAGLE/VALENTINO  
Motion carried 7-0-0

**E. State of Indiana v. Wanda Crowell, L.P.N., R.N., License Nos. 27023521A & 28106341A**

Administrative Cause No. 2004 NB 0126

Re: Request to Withdraw Probation

**Parties and Counsel Present:**

Wanda Crowell, Respondent  
Morgan Wills, Deputy Attorney General for the State of Indiana

**Participating Board Members:**

Ms. Slagle (Hearing Officer)  
Ms. Valentino  
Ms. Ogle  
Ms. Laux  
Ms. McIntosh  
Ms. Narwold

**Case Summary:** Respondent's license was placed on Indefinite Probation at the February 17, 2005 Board meeting. The Order Accepting Agreement was filed on February 28, 2005.

**Board Action:** A motion was made and seconded to withdraw the Probation on the Respondent's license.

SLAGLE/VALENTINO  
Motion carried 6-0-0

**F. State of Indiana v. Rebecca Dee Pearson, L.P.N., License No. 27057357A**

Administrative Cause No. 2008 NB 091

Re: Disciplinary Hearing

**Parties and Counsel Present:**

Respondent did not appear and was not represented by counsel.

Laura Wilford, Deputy Attorney General for the State of Indiana

**Participating Board Members:**

Ms. Slagle (Hearing Officer)

Ms. Valentino

Mr. Burghduff

Ms. Ogle

Ms. Laux

Ms. McIntosh

Ms. Narwold

**Case Summary:** A Complaint was filed on July 23, 2008 alleging the Respondent violated four counts of Indiana Code 25-1-9-4.

**Board Action:** A motion was made and seconded to issue a Notice of Proposed Default.

SLAGLE/OGLE  
Motion carried 7-0-0

**G. State of Indiana v. Kimberly Kaye Dewey, L.P.N., License No. 27037277A**

Administrative Cause No. 2008 NB 085

Re: Disciplinary Hearing

**Parties and Counsel Present:**

Respondent did not appear and was not represented by counsel.

Morgan Wills, Deputy Attorney General for the State of Indiana

**Participating Board Members:**

Ms. Slagle (Hearing Officer)

Ms. Valentino

Mr. Burghduff

Ms. Ogle

Ms. Laux

Ms. McIntosh

Ms. Narwold

**Case Summary:** A Complaint was filed on July 23, 2008 alleging the Respondent violated six counts of Indiana Code 25-1-9-4. A Waiver of Right to attend hearing was filed on September 10, 2008. Respondent submitted a letter requesting to surrender her license.

**Board Action:** A motion was made and seconded to accept the Waiver of Right to Attend Hearing.

BURGHDUFF/NARWOLD  
Motion carried 7-0-0

A motion was made and seconded to deny the Respondent's request to surrender her license.

SLAGLE/VALENTINO  
Motion carried 7-0-0

A motion was made and seconded to place the Respondent's license on Indefinite Suspension for a period of ten (10) years.

SLAGLE/VALENTINO  
Motion carried 7-0-0



**H. State of Indiana v. Jeffrey Dingle, L.P.N., License No. 27056653A**

Administrative Cause No. 2008 NB 083

Re: Disciplinary Hearing

**Parties and Counsel Present:**

Respondent did not appear and was not represented by counsel.

Heather Kennedy, Deputy Attorney General for the State of Indiana

**Participating Board Members:**

Ms. Slagle (Hearing Officer)

Ms. Valentino

Ms. Ogle

Ms. Laux

Ms. McIntosh

Ms. Narwold

Mr. Burghduff

**Case Summary:** A Complaint was filed on July 23, 2008 alleging the Respondent violated one count of Indiana Code 25-1-9-4.

**Board Action:** A motion was made and seconded to issue a Notice of Proposed Default.

BURGHDUFF/SLAGLE

Motion carried 7-0-0

**I. State of Indiana v. Misty Renee White Gomez, R.N., License No. 28162439A**

Administrative Cause No. 2008 NB 081

Re: Disciplinary Hearing

**Parties and Counsel Present:**

Misty Renee White Gomez, Respondent

Laura Wilford, Deputy Attorney General for the State of Indiana.

**Participating Board Members:**

Ms. Slagle (Hearing Officer)

Ms. Valentino

Ms. Ogle

Ms. Laux

Ms. McIntosh

Ms. Narwold

**Case Summary:** A Complaint was filed on July 24, 2008 alleging the Respondent violated one count of Indiana Code 25-1-9-4.

**Board Action:** A motion was made and seconded to place the Respondent's license on Indefinite Suspension. Further, Respondent may not petition for reinstatement until suspension of Kentucky license is lifted.

SLAGLE/BURGHDUFF

Motion carried 6-0-0

**J. State of Indiana v. Linda Ann Neely, L.P.N., License No. 27029060A**

Administrative Cause No. 2005 NB 0109

Re: Request to Withdraw Probation

**Parties and Counsel Present:**

Linda Ann Neely, Respondent

Laura Wilford, Deputy Attorney General for the State of Indiana

**Participating Board Members:**

Ms. Slagle (Hearing Officer)

Ms. Valentino

Ms. Ogle

Ms. Laux

Ms. McIntosh

Ms. Narwold

**Case Summary:** Respondent's license was placed on Indefinite Probation at the March 20, 2008 Board meeting. The Findings of Fact, Ultimate Findings of Fact, Conclusions of Law and Order was filed on April 14, 2008.

**Board Action:** A motion was made and seconded to withdraw the probation on the Respondent's license.

SLAGLE/VALENTINO  
Motion carried 6-0-0

**K. State of Indiana v. Stephanie Lynn Pemberton, L.P.N., License No. 27036693A**

Administrative Cause No. 2003 NB 0015

Re: Request to Reinstate

**Parties and Counsel Present:**

Respondent did not appear and was not represented by counsel.  
Laura Wilford, Deputy Attorney General for the State of Indiana

**Participating Board Members:**

Ms. Slagle (Hearing Officer)  
Ms. Valentino  
Ms. Ogle  
Ms. Laux  
Ms. McIntosh  
Ms. Narwold  
Mr. Burghduff

**Case Summary:** Respondent's license was placed on Indefinite Suspension at the June 19, 2003 Board meeting. The Findings of Fact and Order was filed on July 7, 2003.

**Board Action:** A motion was made and seconded to reschedule the hearing for the November Board meeting.

SLAGLE/VALENTINO  
Motion carried 7-0-0

**L. State of Indiana v. Dennis Ray Thompson, L.P.N., License No. 27044408A**

Administrative Cause No. 2001 NB 0026

Re: Request to Reinstate

**Parties and Counsel Present:**

Respondent did not appear and was not represented by counsel.  
Laura Wilford, Deputy Attorney General for the State of Indiana

**Participating Board Members:**

Ms. Slagle (Hearing Officer)  
Ms. Valentino  
Ms. Ogle  
Ms. Laux  
Ms. McIntosh  
Ms. Narwold  
Mr. Burghduff

**Case Summary:** Respondent's license was placed on Indefinite Suspension at the March 20, 2008 Board meeting. The Findings of Fact, Ultimate Findings of Fact, Conclusions of Law and Order was filed on April 14, 2008.

**Board Action:** A motion was made and seconded to reschedule the hearing for the November Board meeting.

SLAGLE/BURGHDIFF  
Motion carried 7-0-0

**M. State of Indiana v. Thomas Eller, L.P.N., License No. 27045058A**

Administrative Cause No. 2001 NB 068

Re: Request to Reinstate

**Parties and Counsel Present:**

Thomas Eller, Respondent  
Heather Kennedy, Deputy Attorney General for the State of Indiana

**Witness for the Respondent:**

Charles Lindquist, ISNAP Program Director

**Participating Board Members:**

Ms. Slagle (Hearing Officer)  
Ms. Valentino  
Ms. Ogle  
Ms. Laux  
Ms. McIntosh  
Ms. Narwold

**Case Summary:** Respondent's license was placed on Indefinite Suspension at the November 1, 2001 Board meeting. The Findings of Fact and Order was filed on January 29, 2002.

**Board Action:** A motion was made and seconded to place the Respondent's license on Indefinite Probation until the completion of his ISNAP contract. Further, Respondent can not practice nursing until he completes and submits twenty-four hours of continuing education as outlined in the Final Order.

VALENTINO/LAUX

Motion carried 5-0-1

Ms. Slagle abstained.

**N. State of Indiana v. Lorraine Raye Garland, R.N., License No. 28157586A**

Administrative Cause No. 2008 NB 089

Re: Disciplinary Hearing

**Parties and Counsel Present:**

Respondent did not appear and was not represented by counsel.  
Laura Wilford, Deputy Attorney General for the State of Indiana

**Participating Board Members:**

Ms. Slagle (Hearing Officer)  
Mr. Burghduff  
Ms. Laux  
Ms. McIntosh  
Ms. Narwold

**Case Summary:** A Complaint was filed on July 23, 2008 alleging the Respondent violated one count of Indiana Code 25-1-9-4.

**Board Action:** A motion was made and seconded to continue the hearing.

SLAGLE/BURGHDIFF

Motion carried 5-0-0

**O. State of Indiana v. Lise Catherine Catron, R.N., License No. 28106272A**

Administrative Cause No. 2008 NB 087

Re: Disciplinary Hearing

**Parties and Counsel Present:**

Respondent did not appear and was not represented by counsel.  
Laura Wilford, Deputy Attorney General for the State of Indiana

**Participating Board Members:**

Ms. Slagle (Hearing Officer)  
Mr. Burghduff  
Ms. Laux  
Ms. McIntosh  
Ms. Narwold

**Case Summary:** A Complaint was filed on July 23, 2008 alleging the Respondent violated one count of Indiana Code 25-1-9-4.

**Board Action:** A motion was made and seconded to issue a Notice of Proposed Default.

SLAGLE/BURGHDIFF  
Motion carried 5-0-0

**P. State of Indiana v. Lynn Susan Lichatowich, R.N., License No. 28075486A**

Administrative Cause No. 2008 NB 086

Re: Disciplinary Hearing

**Parties and Counsel Present:**

Lynn Susan Lichatowich, Respondent

Laura Wilford, Deputy Attorney General for the State of Indiana & Jennifer Eckert, Certified Legal Intern for the State of Indiana

**Participating Board Members:**

Ms. Slagle (Hearing Officer)

Ms. Valentino

Ms. Ogle

Ms. Laux

Ms. McIntosh

Ms. Narwold

Mr. Burghduff

**Case Summary:** A Complaint was filed on July 23, 2008 alleging the Respondent violated one count of Indiana Code 25-1-9-4.

**Board Action:** A motion was made and seconded to require the Respondent to pay a fine in the amount of \$250.00 dollars within ninety (90) days from the date of the Final Order.

VALENTINO/BURGHDIFF  
Motion carried 7-0-0

**Q. State of Indiana v. Jennifer Sue Manor Davison, L.P.N., License No. 27053741A**

Administrative Cause No. 2008 NB 049

Re: Extension of Summary Suspension

**Parties and Counsel Present:**

Respondent was not present and was not represented by counsel.

Laura Wilford, Deputy Attorney General for the State of Indiana

**Participating Board Members:**

Ms. Slagle (Hearing Officer)

Ms. Laux

Ms. McIntosh

Ms. Narwold

Mr. Burghduff

**Case Summary:** Respondent's license was placed on Summary Suspension at the July 17, 2008 Board meeting. An Extension of Summary Suspension Order was filed on July 24, 2008.

**Board Action:** A motion was made and seconded to extend the Summary Suspension for an additional ninety (90) days.

SLAGLE/BURGHDIFF  
Motion carried 5-0-0

**R. State of Indiana v. Kimberly Sue Jahn, L.P.N., License No. 27037251A**

Administrative Cause No. 2008 NB 078

Re: Extension of Summary Suspension

**Parties and Counsel Present:**

Kimberly Sue Jahn, Respondent

Heather Kennedy, Deputy Attorney General for the State of Indiana

**Participating Board Members:**

Ms. Slagle (Hearing Officer)

Ms. Valentino

Ms. Ogle  
Ms. Laux  
Ms. McIntosh  
Ms. Narwold  
Mr. Burghduff

**Case Summary:** Respondent's license was placed on Summary Suspension at the July 17, 2008 Board meeting. The Summary Suspension Order was filed on July 22, 2008.

**Board Action:** A motion was made and seconded to extend the Summary Suspension on the Respondent's license.

SLAGLE/VALENTINO  
Motion carried 7-0-0

**S. State of Indiana v. Cynthia Skatrud, L.P.N., License No. 27022768A**

Administrative Cause No. 2004 NB 0207

Re: Order to Show Cause

**Parties and Counsel Present:**

Cynthia Skatrud, Respondent  
Laura Wilford, Deputy Attorney General for the State of Indiana

**Witness for the State:**

Charles Lindquist, ISNAP Program Director

**Participating Board Members:**

Ms. Slagle (Hearing Officer)  
Ms. Valentino  
Ms. Ogle  
Ms. Laux  
Ms. McIntosh  
Ms. Narwold  
Mr. Burghduff

**Case Summary:** Respondent's license was placed on Indefinite Probation at the November 17, 2005 Board meeting. The Final Order was filed on December 13, 2005. An Order to Show Cause was filed on August 14, 2008.

**Board Action:** A motion was made and seconded to place the Respondent's license on Indefinite Suspension. Further, Respondent may not petition for reinstatement until one (1) year of compliance with ISNAP.

SLAGLE/VALENTINO  
Motion carried 7-0-0

**T. State of Indiana v. Kimberly Jane Sinclair, R.N., License No. 28101974A**

Administrative Cause No. 2003 NB 0001

Re: Respondent's Motion to Dismiss, Petitioner's Reply to Respondent's Motion to Dismiss & Disciplinary Hearing

**Parties and Counsel Present:**

Kimberly Jane Sinclair, Respondent  
I. Marshall Pinkus, Counsel for the Respondent  
Morgan Wills, Deputy Attorney General for the State of Indiana

**Witnesses for the State:**

Terri Rehm  
Jill Salas

**Witnesses for the Respondent:**

Travis Scott  
Ramona McKenzie  
David Goodman

**Participating Board Members:**

Ms. Slagle (Hearing Officer)

Ms. Valentino  
Ms. Ogle  
Ms. Laux  
Ms. McIntosh  
Ms. Narwold  
Mr. Burghduff

**Case Summary:** A Complaint was filed on April 1, 2008 alleging the Respondent violated four counts of Indiana Code 25-1-9-4. Respondent's Motion to Dismiss was filed on September 16, 2008. Petitioner's Reply to Respondent's Motion to Dismiss was filed on September 17, 2008.

**Board Action:** A motion was made and seconded to deny the Motion to Dismiss.

SLAGLE/BURGHDUFF  
Motion carried 6-1-0      Ms. McIntosh opposed.

A motion was made and seconded to issue a Letter of Reprimand on the Respondent's license and require Respondent to pay a fine in the amount of \$500.00 dollars.

SLAGLE/VALENTINO  
Motion carried 7-0-0

**U. State of Indiana v. Krista Rebecca Degitz, R.N., License No. 28158800A**

Administrative Cause No. 2008 NB 044  
Re: Disciplinary Hearing

**Parties and Counsel Present:**

Krista Rebecca Degitz, Respondent  
Morgan Wills, Deputy Attorney General for the State of Indiana

**Witnesses for the State:**

Jill Salas  
Dr. Antionette Laskey

**Witness for the Respondent:**

Michael Amos  
Robin Hughes

**Participating Board Members:**

Ms. Slagle (Hearing Officer)  
Ms. Valentino  
Ms. Ogle  
Ms. Laux  
Ms. McIntosh  
Ms. Narwold  
Mr. Burghduff

**Case Summary:** A Complaint was filed on April 1, 2008 alleging the Respondent violated four counts of Indiana Code 25-1-9-4. Respondent's counsel requested a continuance of the hearing before the entire Board.

**Board Action:** A motion was made and seconded to deny the Respondent's request for a continuance.

SLAGLE/LAUX  
Motion carried 7-0-0

A motion was made and seconded to place the Respondent's license on Indefinite Suspension for a period of six (6) months. One month prior to petitioning for reinstatement, Respondent must obtain a neuropsychological examination performed and submit the report to the Board.

SLAGLE/VALENTINO  
Motion carried 7-0-0

**V. State of Indiana v. Bethuel Tanui Mutai, R.N., License No. 28166097A**

Administrative Cause No. 2006 NB 0025  
Re: Verified Petition for Dismissal of Suspension and Reinstatement of License

**Parties and Counsel Present:**

Respondent did not appear and was not represented by counsel.  
Laura Wilford, Deputy Attorney General for the State of Indiana

**Participating Board Members:**

Ms. Slagle (Hearing Officer)  
Ms. Laux  
Ms. McIntosh  
Ms. Narwold  
Mr. Burghduff

**Case Summary:** Respondent's license was placed on Indefinite Summary Suspension at the June 15, 2006 Board meeting. The Indefinite Summary Suspension was filed on June 21, 2006. A Verified Petition for Dismissal of Suspension and Reinstatement of License was filed on July 29, 2008.

**Board Action:** A motion was made and seconded to remove this matter from the agenda until the Respondent contacts the Board.

SLAGLE/BURGHDUFF  
Motion carried 5-0-0

**W. State of Indiana v. Helen M. Gartner, R.N., License No. 281133320A**

Administrative Cause No. 2007 NB 0149  
Re: Petition for Summary Suspension

**Parties and Counsel Present:**

Respondent did not appear and was not represented by counsel.  
Laura Wilford, Deputy Attorney General for the State of Indiana

**Participating Board Members:**

Ms. Slagle (Hearing Officer)  
Ms. Laux  
Ms. McIntosh  
Ms. Narwold  
Mr. Burghduff

**Case Summary:** A Petition for Summary Suspension was filed on September 11, 2008.

**Board Action:** A motion was made and seconded to extend the Summary Suspension for an additional ninety (90) days.

SLAGLE/BURGHDUFF  
Motion carried 5-0-0

**X. State of Indiana v. Shannon Rose Bryan (Sowers), R.N., License No. 28143628A**

Administrative Cause No. 2008 NB 059  
Re: Petition for Summary Suspension

**Parties and Counsel Present:**

Respondent did not appear and was not represented by counsel.  
Heather Kennedy, Deputy Attorney General for the State of Indiana

**Participating Board Members:**

Ms. Slagle (Hearing Officer)  
Ms. Laux  
Ms. McIntosh  
Ms. Narwold  
Mr. Burghduff

**Case Summary:** A Petition for Summary Suspension was filed on September 15, 2008.

**Board Action:** A motion was made and seconded to place the Respondent's license on Summary Suspension for a period of ninety (90) days.

SLAGLE/BURGHDUFF  
Motion carried 5-0-0

**IX. DELIBERATION AND POSSIBLE ISSUANCE OF FINAL ORDERS**

**A. Settlement Agreements**

**1. State of Indiana v. Lisa Jo Wright, L.P.N., License No. 27047739A**

Administrative Cause No. 2008 NB 017

Re: Proposed Settlement Agreement

**Parties and Counsel Present:**

Respondent did not appear and was not represented by counsel.

Laura Wilford, Deputy Attorney General for the State of Indiana

**Participating Board Members:**

Ms. Slagle (Hearing Officer)

Ms. Valentino

Mr. Burghduff

Ms. Ogle

Ms. Laux

Ms. McIntosh

Ms. Narwold

**Case Summary:** An Agreement was filed on September 10, 2008. The Agreement included placing the Respondent's license on Indefinite Suspension. Further, Respondent must pay a fine in the amount of \$500.00 dollars and complete a total of twelve continuing education credits as outlined in the Agreement.

**Board Action:** A motion was made and seconded to accept the Agreement.

SLAGLE/VALENTINO

Motion carried 7-0-0

**2. State of Indiana v. Rebecca Holt, R.N., License No. 28113487A**

Administrative Cause No. 2008 NB 082

Re: Proposed Settlement Agreement

**Parties and Counsel Present:**

Respondent did not appear and was not represented by counsel.

Heather Kennedy, Deputy Attorney General for the State of Indiana

**Participating Board Members:**

Ms. Slagle (Hearing Officer)

Mr. Burghduff

Ms. Ogle

Ms. Valentino

Ms. McIntosh

Ms. Narwold

Ms. Laux

**Case Summary:** An Agreement was filed on September 10, 2008. The Agreement included a fine in the amount of \$250.00 dollars.

**Board Action:** A motion was made and seconded to accept the Agreement.

SLAGLE/BURGHDUFF

Motion carried 6-0-1

Ms. McIntosh abstained.

**3. State of Indiana v. Melissa Marie Sandlin, L.P.N., License No. 27054451A**

Administrative Cause No. 2008 NB 084

Re: Proposed Settlement Agreement

**Parties and Counsel Present:**

Respondent did not appear and was not represented by counsel.

Heather Kennedy, Deputy Attorney General for the State of Indiana

**Participating Board Members:**

Ms. Slagle (Hearing Officer)

Ms. Valentino



Mr. Burghduff  
Ms. Ogle  
Ms. Laux  
Ms. McIntosh  
Ms. Narwold

**Case Summary:** A Settlement Agreement was filed on August 13, 2008. The Agreement included issuing a fine in the amount of \$250.00 dollars.

**Board Action:** A motion was made and seconded to accept the Agreement.

SLAGLE/VALENTINO  
Motion carried 7-0-0

**4. State of Indiana v. Jill Loray Childers, L.P.N., License No. 27028909A**

Administrative Cause No. 2008 NB 088

Re: Proposed Settlement Agreement

**Parties and Counsel Present:**

Respondent did not appear and was not represented by counsel.  
Laura Wilford, Deputy Attorney General for the State of Indiana

**Participating Board Members:**

Ms. Slagle (Hearing Officer)  
Mr. Burghduff  
Ms. Laux  
Ms. McIntosh  
Ms. Narwold

**Case Summary:** A Settlement Agreement was filed on September 10, 2008. The Agreement included issuing a fine in the amount of \$250.00 dollars to be paid within ninety (90) days of the Final Order.

**Board Action:** A motion was made and seconded to accept the Agreement.

SLAGLE/BURGHDUFF  
Motion carried 5-0-0

**X. ADJOURNMENT**

There being no further business, and having completed its duties, the meeting of the Indiana State Board of Nursing adjourned at 11:30 p.m.

\_\_\_\_\_  
**Carolyn Slagle, R.N., C.N.S., President**

\_\_\_\_\_  
**Date**

\_\_\_\_\_  
**Jerry Burghduff, L.P.N., Secretary**

\_\_\_\_\_  
**Date**